

## § 661.205

(b) A representative with “expertise relating to [a] program, service or activity” includes a person who is an official with a One-stop partner program and a person with documented expertise relating to the One-stop partner program.

### **§ 661.205 What is the role of the State Board?**

The State Board must assist the Governor in the:

- (a) Development of the State Plan;
- (b) Development and continuous improvement of a Statewide system of activities that are funded under subtitle B of title I of WIA, or carried out through the One-Stop delivery system, including—
  - (1) Development of linkages in order to assure coordination and nonduplication among the programs and activities carried out by One-Stop partners, including, as necessary, addressing any impasse situations in the development of the local Memorandum of Understanding; and
  - (2) Review of local plans;
- (c) Commenting at least once annually on the measures taken under section 113(b)(14) of the Carl D. Perkins Vocational and Technical Education Act;
- (d) Designation of local workforce investment areas,
- (e) Development of allocation formulas for the distribution of funds for adult employment and training activities and youth activities to local areas, as permitted under WIA sections 128(b)(3)(B) and 133(b)(3)(B);
- (f) Development and continuous improvement of comprehensive State performance measures, including State adjusted levels of performance, to assess the effectiveness of the workforce investment activities in the State, as required under WIA section 136(b);
- (g) Preparation of the annual report to the Secretary described in WIA section 136(d);
- (h) Development of the Statewide employment statistics system described in section 15(e) of the Wagner-Peyser Act; and
- (i) Development of an application for an incentive grant under WIA section 503. (WIA sec. 111(d).)

## 20 CFR Ch. V (4–1–08 Edition)

### **§ 661.207 How does the State Board meet its requirement to conduct business in an open manner under the “sunshine provision” of WIA section 111(g)?**

The State Board must conduct its business in an open manner as required by WIA section 111(g), by making available to the public, on a regular basis through open meetings, information about the activities of the State Board. This includes information about the State Plan prior to submission of the plan; information about membership; the development of significant policies, interpretations, guidelines and definitions; and, on request, minutes of formal meetings of the State Board.

### **§ 661.210 Under what circumstances may the Governor select an alternative entity in place of the State Workforce Investment Board?**

- (a) The State may use any State entity that meets the requirements of WIA section 111(e) to perform the functions of the State Board.
- (b) If the State uses an alternative entity, the State workforce investment plan must demonstrate that the alternative entity meets all three of the requirements of WIA section 111(e). Section 111(e) requires that such entity:
  - (1) Was in existence on December 31, 1997;
  - (2)(i) Was established under section 122 (relating to State Job Training Coordinating Councils) or title VII (relating to State Human Resource Investment Councils) of the Job Training Partnership Act (29 U.S.C.1501 *et seq.*), as in effect on December 31, 1997, or
  - (ii) Is substantially similar to the State Board described in WIA section 111(a), (b), and (c) and § 661.200; and
  - (3) Includes, at a minimum, two or more representatives of business in the State and two or more representatives of labor organizations in the State.
- (c) If the alternative entity does not provide for representative membership of each of the categories of required State Board membership under WIA section 111(b), the State Plan must explain the manner in which the State will ensure an ongoing role for any unrepresented membership group in the workforce investment system. The State Board may maintain an ongoing